



I hereby certify that this correspondence is being deposited with the United States Postal Service first class mail in an envelope addressed to:
BOX SEQUENCE, Assistant Commissioner for Patents, Washington, D.C. 20231, on

January 7, 2003
By: Diana Schaller
Diana Schaller

Attorney Docket No: 0162.210US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Liu, et al.

Application No.: 09/932,254

Filed: August 16, 2001

For: NOVEL CONSTRUCTS AND THEIR USE IN
METABOLIC PATHWAY ENGINEERING

Examiner: Bronwen Loeb

Art Unit: 1636

**STATEMENT UNDER 37 C.F.R. §§
1.821(f) AND (g)**

BOX SEQUENCE

Assistant Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

I hereby state, as required by 37 C.F.R. § 1.821(f), that the content of the paper Sequence Listing, attached to the enclosed Supplemental Preliminary Amendment, and the substitute computer readable copy of the Sequence Listing, submitted herewith in accordance with 37 C.F.R. §§ 1.821(c) and (e), respectively, are the same.

I hereby state, as required by C.F.R. § 1.821(g), that the enclosed submission includes no new matter.

January 7, 2003

MAXYGEN, INC.
Intellectual Property Department
515 Galveston Drive
Redwood City, CA 94063
(650) 298-5421 (telephone)
(650) 298-5446 (facsimile)

Respectfully submitted,

Sharon M. Fujita
Sharon M. Fujita
Attorney for Applicants
Reg. No. 38,459